



## HOUSE OF REPRESENTATIVES

### COMMITTEE ON JUDICIARY

REP. GRAHAM FILLER

CHAIR

## COMMITTEE MEETING MINUTES

Tuesday, January 28, 2020

9:00 AM

Room 519, House Office Building

The House Standing Committee on Judiciary was called to order by Chair Filler.

The Chair requested attendance be called:

Present: Reps. Filler, LaFave, Farrington, Howell, Steven Johnson, Rendon, Berman, Wozniak, LaGrand, Guerra, Elder, Yancey, Bolden.

Absent/Excused: None.

Representative Howell moved to adopt the meeting minutes from January 21, 2020. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5325, HB 5326 and HB 5327 before the committee:

HB 5325 (Rep. Calley) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 20a and 36 of chapter VIII (MCL 768.20a and 768.36), as amended by 2014 PA 76, and by adding sections 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, and 51 to chapter VIII.

HB 5326 (Rep. Hammoud) A bill to amend 1974 PA 258, entitled "Mental health code," by amending a division heading of chapter 10 and section 1050 (MCL 330.2050); and to repeal acts and parts of acts.

HB 5327

(Rep. Wozniak) A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 17 of chapter XIII (MCL 712A.17), as amended by 1998 PA 474.

Representative Calley; Judge Milton Mack, representing the State Court Administrative Office; and Chris Becker, Kent County Prosecuting Attorney, representing the Prosecuting Attorneys of Michigan, testified in support of HB 5325, HB 5326 and HB 5327. Questions and discussion followed.

Sheriff Wriggelsworth and Sheriff Saxton, representing the Michigan Sheriffs' Association, testified in support of HB 5325, HB 5326 and HB 5327. Questions and discussion followed.

Meghann Keit, representing the Michigan Association of Counties, testified in support of HB 5325, HB 5326 and HB 5327. Questions and discussion followed.

The following people submitted a card in support of HB 5325, HB 5326 and HB 5327, but did not wish to speak:

Algeria Wilson, representing the National Association of Social Workers.  
Noah Smith, representing the Criminal Defense Attorneys of Michigan.

The Chair laid HB 4923 and HB 4924 before the committee:

HB 4923

(Rep. Lilly) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16u of chapter XVII (MCL 777.16u), as amended by 2000 PA 279.

HB 4924

(Rep. Anthony) A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 421d.

Representative Lilly and Representative Anthony testified together in support of HB 4923 and HB 4924. Questions and discussion followed.

Joe Sproles, representing the Alliance for Automotive Innovation, and Craig Orlan, representing Honda North America, Inc., testified together in support of HB 4923 and HB 4924. Questions and discussion followed.

The following people submitted a card in support of HB 4923 and HB 4924, but did not wish to speak:

Karen Johnston, representing Toyota.  
Delaney McKinley, representing the Michigan Manufacturers Association.  
Jason Puscas, representing MICHAuto.  
Brian O'Connell, representing General Motors.

Sergeant Nicole McGhee, representing the Michigan State Police.  
Gabby Bruno, representing the Ford Motor Company.

The Chair laid HB 5148 and HB 5149 before the committee:

HB 5148 (Rep. Carter) A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 55 of chapter X (MCL 710.55), as amended by 2016 PA 481.

HB 5149 (Rep. Wozniak) A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136c (MCL 750.136c), as amended by 2016 PA 482.

Representative Brenda Carter; Representative Wozniak; and Dion E. Roddy, representing the Adoption Sub Committee-Family Law Section-State Bar of Michigan, testified together in support of HB 5148 and HB 5149. Questions and discussion followed.

The following people submitted a card with a support of HB 5148 and HB 5149, but did not wish to speak:

Chardae Burton, representing the Michigan Department of Health and Human Services.  
Mary Conklin, representing herself in private practice adoption law.

At 9:49 AM, the Chair laid the committee at ease.

At 9:58 AM, the Chair called the committee back to order.

The Chair laid HB 5164 before the committee:

HB 5164 (Rep. Lilly) A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending sections 907, 943, 945, and 947 (MCL 339.5907, 339.5943, 339.5945, and 339.5947) and by adding section 946.

Representative Lilly testified in support of HB 5164. Questions and discussion followed.

The following people submitted a card with a support of HB 5164, but did not wish to speak:

Cathy Wilson and Garrett Jackson, representing Consumers Energy.  
Marnie Wills, representing the Michigan Department of Licensing and Regulatory Affairs.  
Leah Wawro, representing DTE Energy.

The Chair laid HB 4735, HB 4736 and HB 4737 before the committee:

HB 4735 (Rep. VanSingel) A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection

act," by amending section 40118 (MCL 324.40118), as amended by 2017 PA 124.

HB 4736 (Rep. Cherry) A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 5 (MCL 15.235), as amended by 2018 PA 105.

HB 4737 (Rep. Love) A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13e (MCL 777.13e), as amended by 2015 PA 189.

Representative Howell moved to report out HB 4735 with recommendation. The motion prevailed 8-5-0:

**FAVORABLE ROLL CALL**

Yeas: Reps. Filler, Farrington, Howell, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: Reps. LaFave, Steven Johnson, Rendon, Berman, Wozniak.

Pass: None.

Representative Farrington moved to report out HB 4737 with recommendation. The motion prevailed 8-5-0:

**FAVORABLE ROLL CALL**

Yeas: Reps. Filler, Farrington, Howell, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: Reps. LaFave, Steven Johnson, Rendon, Berman, Wozniak.

Pass: None.

Representative Howell moved to report out HB 4736 with recommendation. The motion prevailed 8-5-0:

**FAVORABLE ROLL CALL**

Yeas: Reps. Filler, Farrington, Howell, LaGrand, Guerra, Elder, Yancey, Bolden.

Nays: Reps. LaFave, Steven Johnson, Rendon, Berman, Wozniak.

Pass: None.

There being no further business before the committee, Chairman Filler adjourned the meeting at 10:07 AM.

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Representative Graham Filler, Chair

Melissa Sweet  
Committee Clerk

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